

ORIGINAL

2-6-03

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

JEFFREY D. ALBRIGHT, NORMAN T.)
BOIRE, GARY M. DIETZ, WILLIAM H.)
ERDMAN, MICHAEL W. FRITZ,)
A. RONALD FROMBAUGH, RALPH A.)
HARRIS, ALLEN W. LANDIS, LOWELL)
MCGUIRE, WALTER R. MINICH,)
RAYMOND C. NEVINS, STANLEY L. NYE,)
VINCENT RAMIREZ, JR., KEITH E.)
SCRIGNOLI, RAY G. SNYDER, JR., and)
LAWRENCE D. WELKER,)

Plaintiffs)

v.)

DANIEL A. VIRTUE, Business Agent of the)
International Brotherhood of Teamsters;)
INTERNATIONAL BROTHERHOOD OF)
TEAMSTERS; LOCAL 776, INTERNATIONAL)
BROTHERHOOD OF TEAMSTERS; ABF)
FREIGHT SYSTEM, INCORPORATED,)
Defendants)

Case No. 1:CV-00-878
Judge Sylvia H. Rambo

FILED
HARRISBURG, PA

MAR 20 2003

MARY E. D'ANDREA, CI
Per

MOTION TO DEFER DISPOSITION

AND NOW COMES, Plaintiffs by and through their attorney, Robert S. Mirin, Esq. of Ahmad & Mirin, and hereby file this Motion to Defer Disposition and hereby avers the following:

a. Plaintiffs Notice of Appeal was filed on March 14, 2003, prior to Defendant, ABF Freight System, Inc.'s Memorandum in Support of Bill of Costs which was filed on March 17, 2003.

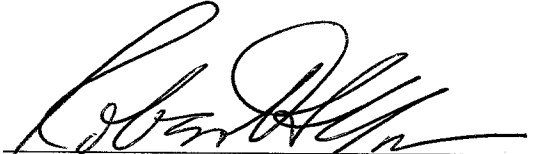
b. Defendants, Daniel Virtue and International Brotherhood of Teamsters; Local 776, International Brotherhood of Teamsters', Brief in Support of Bill of Costs was filed on March 11, 2003.

c. Plaintiffs respectfully request that disposition of those motions (Bills of costs) be deferred.

Date:

3/19/03

By:

A handwritten signature in black ink, appearing to read 'Robert S. Mirin', written over a horizontal line.

Robert S. Mirin, Esquire

ID# 25305

AHMAD & MIRIN

2515 North Front Street

Harrisburg, PA 17110

(717) 909-4343

CERTIFICATE OF SERVICE

I, Sherry A. Clark, hereby certify that on this 19th day of March, 2003, a copy of the

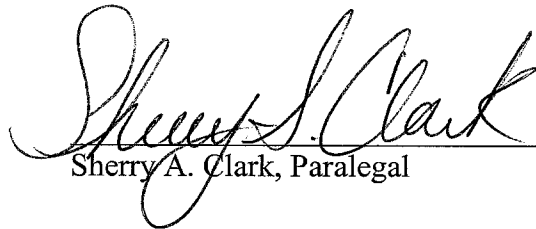
Motion to Defer Disposition was served via first-class mail, postage prepaid, on the following:

Joseph E. Santucci, Jr.
Robyn Weiss
MORGAN, LEWIS & BOCKIUS, L.L.P.
1111 Pennsylvania Avenue, N.W.
Washington, DC 20004

Vincent Candiello
MORGAN, LEWIS & BOCKIUS, L.L.P.
One Commerce Square
417 Walnut Street
Harrisburg, PA 17101

Ira Weinstock
Jason Weinstock
IRA WEINSTOCK, P.C.
800 N. 2nd Street
Harrisburg, PA 17102

James A. McCall
Special Counsel
INTERNATIONAL BROTHERHOOD OF TEAMSTERS
25 Louisiana Avenue, N.W.
Washington, DC 20001


Sherry A. Clark, Paralegal

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LAWRENCE D. WELKER,
Plaintiffs

v.

DANIEL A. VIRTUE, Business Agent of the
International Brotherhood of Teamsters;
INTERNATIONAL BROTHERHOOD OF
TEAMSTERS; LOCAL 776, INTERNATIONAL
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FREIGHT SYSTEM, INCORPORATED,
Defendants

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HARRISBURG, PA

MAR 14 2003

MARY E. CYANDREA, CLERK
Per SLE
Deputy Clerk

NOTICE OF APPEAL

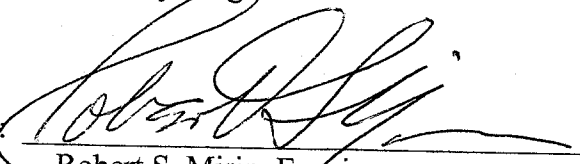
Notice is hereby given that Plaintiffs in the above named case, hereby appeals to the United States Court of Appeals for the Third Circuit by the United States District Court for the Middle District of Pennsylvania as follows:

a. Order entered February 13, 2003, granting Defendants Daniel Virtue, International Brotherhood of Teamsters; and Local 776, International Brotherhood of Teamsters' and Defendants ABF Freight System, Inc.'s Motion for Summary Judgment.

Date:

3/14/03

By:



Robert S. Mirin, Esquire
ID# 25305
AHMAD & MIRIN
2515 North Front Street
Harrisburg, PA 17110
(717) 909-4343

CERTIFICATE OF SERVICE

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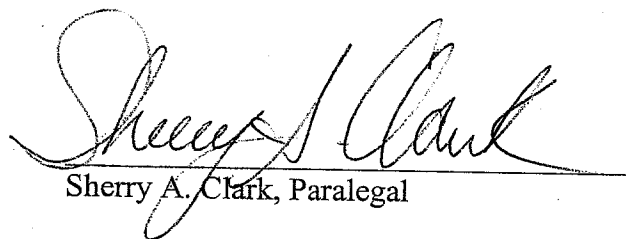
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